



Electronically Filed on _____

Entered on Docket
January 05, 2010

A handwritten signature in black ink, appearing to read "Mike K. Nakagawa", is written over a horizontal line.

Hon. Mike K. Nakagawa
United States Bankruptcy Judge

WILDE & ASSOCIATES

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U.S. Bank National Association as Trustee under Pooling and Servicing Agreement Dated as of
December 1, 2006 MASTR Asset Backed Securities Trust 2006-HE5 Mortgage Pass-Through
Certificates Series 2006-HE5
09-76699

UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In Re:

Frances Huerta

Debtor.

BK-09-23716-MKN

Date: 11-25-09

Time: 1:30 p.m.

Chapter 13

ORDER VACATING AUTOMATIC STAY

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Automatic Stay in the above-entitled bankruptcy proceedings is immediately vacated and extinguished for all purposes as to Secured Creditor U.S. Bank National Association as Trustee under Pooling and Servicing Agreement Dated as of December 1, 2006 MASTR Asset Backed Securities Trust 2006-HE5 Mortgage Pass-Through Certificates Series 2006-HE5, its assignees and/or successors in interest, of the subject property, generally described as 4617 Alta Dr., Las Vegas, NV 89107, and legally described as follows:

LOT ONE HUNDRED FORTY-ONE (141) IN BLOCK FIVE(5) OF CHARLESTON HEIGHTS TRACT NO. 16-B, AS SHOWN BY MAP THEREOF ON FILE IN BOOK 6 OF PLATS, PAGE 59, IN THE OFFICE OF THE COUNTY RECORDER OF CLARK COUNTY, NEVADA.

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1 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall give
2 Debtors at least five business days' notice of the time, place and date of sale.
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4
5 DATED this ____ day of _____, 2009.

6 Submitted by:

7 **WILDE & ASSOCIATES**

8 /s/ GREGORY L. WILDE

9 By _____

GREGORY L. WILDE, ESQ.

Attorney for Secured Creditor

208 South Jones Boulevard

Las Vegas, Nevada 89107

11
12 APPROVED / DISAPPROVED

13 _____
Boris A. Avramski

14 4640 W. Charleston Blvd.

Las Vegas, NV 89102

15 Attorney for Debtor(s)

16 APPROVED / DISAPPROVED

17 _____
Kathleen A. Leavitt

201 Las Vegas Blvd. So., #200

19 Las Vegas, NV 89101

20 Chapter 13 Trustee
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1 ALTERNATIVE METHOD RE: LOCAL RULE 9021:

2 In accordance with Local Rule 9021, the undersigned counsel certifies as follows (check one):

3 ☐ The court waived the requirements of LR 9021.

4 ☐ No parties appeared or filed written objections, and there is no trustee appointed in the case.

5 ☒ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, any
6 unrepresented parties who appeared at the hearing, and any trustee appointed in this case,
and each has approved or disapproved the order, or failed to respond, as indicated below
(list each party and whether the party has approved, disapproved, or failed to respond to the
document):

7 (List Parties)

8 Debtor's counsel:

9 ☐ approved the form of this order ☐ disapproved the form of this order

10 ☐ waived the right to review the order and/or ☒ failed to respond to the document

11 ☐ appeared at the hearing, waived the right to review the order

12 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

13 Trustee:

14 ☐ approved the form of this order ☐ disapproved the form of this order

15 ☐ waived the right to review the order and/or ☒ failed to respond to the document

16 Other Party: _____

17 ☐ approved the form of this order ☐ disapproved the form of this order

18 ☐ waived the right to review the order and/or ☐ failed to respond to the document

19 Breach Order:

20 ☐ This is an Order Vacating the Stay after the Failure to cure a Declaration of Breach. Copies of
21 this proposed order were transmitted to Debtor's counsel and appointed trustee to which
22 they have not replied

23
24 Submitted by:

25 /s/ Gregory L. Wilde, Esq.

Gregory L. Wilde, Esq.

26 Attorney for Secured Creditor